



PTO/SB/21 (05-03)

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# TRANSMITTAL FORM

(to be used for all correspondence after initial filing)

Application Number

10/649,378

Filing Date

August 25, 2003

First Named Inventor

Alan M. Fogelman

Group Art Unit

1614

Examiner Name

Jeffrey E. Russel

Total Number of Pages in This Submission

Attorney Docket Number

407T-911310US

**ENCLOSURES (check all that apply)**

- ☐ Fee Transmittal Form  
☐ Fee Attached
- ☐ Amendment / Response  
☐ After Final  
☐ Affidavits/declaration(s)
- ☐ Extension of Time Request
- ☐ Express Abandonment Request
- ☒ Information Disclosure Statement
- ☐ Certified Copy of Priority Document(s)
- ☐ Response to Missing Parts/ Incomplete Application
- ☐ Response to Missing Parts under 37 CFR 1.52 or 1.53

- ☐ Assignment Papers (for an Application)
- ☐ Drawing(s)
- ☐ Licensing-related Papers
- ☐ Petition Routing Slip (PTO/SB/69) and Accompanying Petition
- ☐ Petition to Convert to a Provisional Application
- ☐ Power of Attorney, Revocation Change of Correspondence Address
- ☐ Terminal Disclaimer
- ☐ Small Entity Statement
- ☐ Request for Refund

- ☐ After Allowance Communication to Group
- ☐ Appeal Communication to Board of Appeals and Interferences
- ☐ Appeal Communication to Group (Appeal Notice, Brief, Reply Brief)
- ☐ Proprietary Information
- ☐ Status Letter
- ☒ Additional Enclosure(s) (please identify below):

receipt acknowledgment  
postcard  
26 Enclosed References  
2 PTO-form 1449's

**Authorization to Charge Deposit Account**

Please charge Deposit Account No. 50-0893 for any additional fees associated with this paper or during the pendency of this application, including any extensions of time for consideration of the documents enclosed.

Remarks

**SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT**Firm  
or  
Individual name

Tom Hunter, Reg. No. 38,498,

Quine Intellectual Property Law Group P.C.

Signature

Date

May 18, 2005

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Chianti Appling

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QUINE INTELLECTUAL PROPERTY LAW GROUP, P.C.

By

Chianti Appling

Attorney Docket No. 407T-911310US  
Client Ref. No. 2000-462-6

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Alan M. Fogelman, et al.

Application No.: 10/649,378

Filed: August 25, 2003

For: ORALLY ADMINISTERED SMALL  
PEPTIDES SYNERGIZE STATIN  
ACTIVITY

Examiner: Jeffrey E. Russel

Art Unit: 1654

INFORMATION DISCLOSURE  
STATEMENT UNDER 37 CFR § 1.97 and  
§ 1.98

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

The references cited on the attached PTO-1449 form are being called to the attention of the Examiner to make of record references cited in parent application USSN 09/896,841 filed June 29, 2001. *An additional 1449 form citing an additional reference is also enclosed. A copy of the newly cited reference is enclosed.* Pursuant to 37 CFR § 1.98(d), copies of references cited in parent application USSN 09/896,841 filed June 29, 2001 are not provided. However the applicants will gladly provide fresh copies of any references requested by the Examiner. It is respectfully requested that the cited information on the attached 1449 form(s) be expressly considered during the prosecution of this application, and that references be made of record therein and appear among the "references cited" on any patent to issue therefrom.

05/24/2005 WASFAW1 00000002 500893 10649378

01 FC:1806 180.00 DA

As provided for by 37 CFR 1.97(g) and (h), no inference should be made that the information and references cited are prior art merely because they are in this statement and no representation is being made that a search has been conducted or that this statement encompasses all the possible relevant information.

This IDS is being filed after the mailing date of the first Office Action and more than three months after the filing date, but prior to the Notice of Allowance or Final Office Action.

Please deduct \$180.00, pursuant to 37 CFR §1.17(p), from the undersigned's Deposit Account No. 50-0893. Please deduct any additional fees from, or credit any overpayment to, the above-noted Deposit Account.

Respectfully submitted,

A handwritten signature in black ink, appearing to read 'Tom Hunter', with a stylized flourish at the end.

Tom Hunter, J.D., Ph.D.  
Reg. No. 38,498

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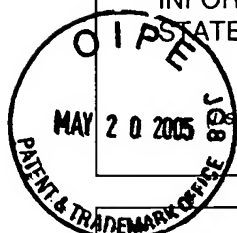
Substitute for form 1449A-B/PTO

## INFORMATION DISCLOSURE STATEMENT BY APPLICANT

(Use as many sheets as necessary)

### Complete if Known

Application Number	10/649,378
Filing Date	August 26, 2003
First Named Inventor	Alan M. Fogelman
Group Art Unit	1654
Examiner Name	Jeffrey E. Russel
Attorney Docket Number	407T-911310US
Date Submitted	May 18, 2005



## U.S. PATENT DOCUMENTS

Examiner Initials	Cite No.	U.S. Patent Document		Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document MM-DD-YYYY	Pages, Columns, lines, Where Relevant Passages or Relevant Figures Appear
		Number	Kind Code (if known)			
	1.	5,733,879		Rosseneu et al.	3/31/1998	
	2.	6,004,925		Dasseux et al.	12/21/1999	
	3.	6,037,323		Dasseux et al.	3/14/2000	
	4.	6,046,166		Dasseux et al.	4/4/2000	
	5.	2001/0005714 A1		Boffelli et al.	6/28/2001	
	6.	6,265,377		Dasseux et al.	7/24/2001	
	7.	6,287,590		Dasseux et al.	9/11/2001	
	8.	6,329,341		Dasseux et al.	12/11/2001	
	9.	6,376,464		Dasseux et al.	4/23/2002	
	10.	6,455,088		Dasseux et al.	9/24/2002	
	11.	6,518,412		Dasseux et al.	2/11/2003	
	12.	6,573,239		Dasseux et al.	6/3/2003	
	13.	6,602,854		Dasseux et al.	8/5/2003	
	14.	2003/0045460 A1		Fogelman et al.	3/6/2003	
	15.	6,630,450		Dasseux et al.	10/7/2003	
	16.	6,696,545		Buelow et al.	02/24/2004	
	17.	6,716,816		Dasseux et al.	4/6/2004	
	18.	6,734,169		Dasseux et al.	5/11/2004	
	19.	6,753,313		Dasseux et al.	6/22/2004	

## FOREIGN PATENT DOCUMENTS

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		Office	Number	Kind Code (if known)				
	20.	IN	185761		Council of	04/28/2004		

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	Attorney Docket Number	407T-911310US
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				Scientific and Industrial Research			
	21.	WO	97/36927		Boffelli et al.	10/09/1997	

OTHER PRIOR ART - NON PATENT LITERATURE DOCUMENTS			
Examiner Initials	Cite No.	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T
	22.	Aravinda, S., Shamala, N., Das, C. , Sriranjini, A. , Karle, I. And Balaram, P. Aromatic-Aromatic Interactions in Crystal Structures of Helical Peptide Scaffolds Containing Projecting Phenylalanine Residues, J.Am Chem Soc. 2003; 125:5308-5315.	
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		LDL receptor-deficient mice. <i>Circulation</i> . 2001;104:1646- 1650.	
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Application Number	10/649,378
Filing Date	August 26, 2003
First Named Inventor	Alan M. Fogelman
Group Art Unit	1654
Examiner Name	Jeffrey E. Russel
Attorney Docket Number	407T-911310US
Date Submitted	May 18, 2005

## U.S. PATENT DOCUMENTS

Initials	Cite No.	U.S. Patent Document		Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document MM-DD-YYYY	Pages, Columns, lines, Where Relevant Passages or Relevant Figures Appear
		Number	Kind Code (if known)			
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## FOREIGN PATENT DOCUMENTS

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		Office	Number	Kind Code (if known)				
	8.	WO	96/41815 A2		Dussourd et al.	12/27/1996		
	9.	WO	99/16408		Dasseux et al.	04/08/1999		

## OTHER PRIOR ART - NON PATENT LITERATURE DOCUMENTS

Examiner Initials	Cite No.	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T
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